

MINUTES OF THE REGULAR MEETING
OF THE
BOARD OF DIRECTORS
OF THE
EL TORO WATER DISTRICT
January 26, 2023

President Havens called the meeting of the Board of Directors of the ELTORO WATER DISTRICT to order at 7:30 a.m.

Director Gaskins led in the Pledge of Allegiance to the flag.

Directors KAY HAVENS, MIKE GASKINS, MARK MONIN (zoom), KATHRYN FRESHLEY (zoom), and JOSE VERGARA participated.

Also present were DENNIS P. CAFFERTY, General Manager, JUDY CIMORELL, Human Resources Manager, SHERRI SEITZ, Public Affairs Manager, VU CHU, Water Use Efficiency Analyst, SCOTT HOPKINS, Operations Superintendent, JASON HAYDEN, CFO (zoom), MIKE MIAZGA, IT Manager, GILBERT J. GRANITO, General Counsel, and POLLY WELSCH, Recording Secretary.

Oral Communications/Public Comments

There were no comments.

Items Received Too Late to be Agendized

President Havens asked if there were any items received too late to be agendized. Mr. Cafferty replied no.

Consent Calendar

President Havens asked for a Motion.

Motion: Vice President Vergara made a Motion, seconded by Director Gaskins and unanimously carried across the Board to approve the Consent Calendar.

Roll Call Vote:

Director Monin	aye
Director Gaskins	aye
Director Freshley	aye
Vice President Vergara	aye
President Havens	aye

Director Reports for Meetings Attended

Director Vergara stated that he attended the MWDOC Planning/Operations meeting, the MWDOC/MET Directors workshop, the WACO meeting, the Pres/VP/GM meeting, the MWDOC Admin/Finance meeting, the WACO Planning meeting, the MWDOC Board meeting, the OCWA luncheon, two Lake Forest City Council meetings, and the regular ETWD Board meetings.

Director Gaskins stated that he attended the MWDOC Planning/Operations meeting, the MWDOC/MET Directors workshop, the MWDOC Admin/Finance meeting, the MWDOC Board meeting, the ISDOC Quarterly meeting, WACO, the regular ETWD Board meetings, the South County Agencies meeting, the OCWA luncheon, and the SOCWA Board meeting.

President Freshley stated that she attended the CASA conference, the MWDOC Planning/Operations meeting, the MWDOC/MET Directors workshop, the MWDOC Board meeting, two LAFCO meetings, the RRC meeting, the SOCWA Board meeting, the SOCWA PC-2 meeting, the SOCWA/SMNW/MNWD joint meeting, the OCWA luncheon, the Laguna Woods City Council meeting, the MET Board Chair reception, and the regular ETWD Board meetings.

President Havens stated that she attended the MWDOC Planning/Operations meeting, the MWDOC/MET Directors workshop, WACO, the Pres/VP/GM meeting, the MWDOC Admin/Finance meeting, a Laguna Woods Third Landscape Committee, the MWDOC Board meeting, Agenda Review, the OCWA luncheon, the South County Agencies meeting, and the regular ETWD Board meetings.

Director Monin stated that he attended WACO, WACO Planning, the CASA conference, the MWDOC/MET Directors workshop, the MWDOC Admin/Finance meeting, the MWDOC Board meeting, the OCWA luncheon, the Lake Forest City Council meeting, the ISDOC Quarterly meeting, the ISDOC Executive Committee meeting, the Laguna Woods City Council meeting, and the regular ETWD Board meetings.

General Manager Action Items

Virtual or Hybrid Board Meetings per AB 361

Mr. Cafferty stated that staff recommends that the Board extend Resolution No. 22-7-4 for the continuation of virtual or hybrid meetings for the next 30 days.

Mr. Cafferty stated that next month we will have a presentation on AB2449 impacts and requirements to allow Board members to participate remotely.

President Havens asked for a Motion.

Motion: Director Gaskins made a Motion, seconded by Vice President Vergara and unanimously carried across the Board to reaffirm the findings and determinations under Assembly Bill 361 and extend Resolution No. 22-7-4 for the continuation of virtual or hybrid meetings for the next 30 days based on the findings that 1) it has reconsidered the circumstances of the state of emergency for COVID-19, and 2) state and local officials continue to impose or recommend measures to promote social distancing.

Roll Call Vote:

Director Monin	aye
Director Gaskins	aye
Director Freshley	aye
Vice President Vergara	aye
President Havens	aye

Resolution No. 23-1-2 Modifying Standing and External Organization Board and Staff

Assignments for Calendar Year 2023

President Havens asked for a Motion.

Motion: Vice President Vergara made a Motion, seconded by Director Gaskins and unanimously carried across the Board to approve Resolution No. 23-1-2 modifying Standing and External Organization Board and staff Assignments for calendar year 2023.

Roll Call Vote:

Director Monin	aye
Director Gaskins	aye
Director Freshley	aye
Vice President Vergara	aye
President Havens	aye

General Manager Information Items

General Manager's Monthly Report

Mr. Cafferty stated that pricing and lead times have increased on the Boom Truck, and staff is checking on a possible alternative vehicle at a better cost and earlier delivery.

President Havens stated that on page 25 the Nitrite levels in Laguna Hills seem high. Mr. Cafferty stated that staff routinely flushes the system in the area to manage Nitrites and is working with the Master Plan consultant to identify options to improve water quality in the Laguna Hills area.

Director Gaskins stated that the R-2 chlorine levels appear to be high. Mr. Cafferty replied that between 2.0 and 2.5 is normal.

2023 JPIA Executive Committee Election Notice

Mr. Cafferty stated that JPIA is soliciting interest for anyone wanting to be on the JPIA Executive Committee.

Legislative Reports

There were no comments.

Public Education and Outreach Report

Ms. Seitz stated that the next CAG meeting will be February 9th and topics will be an update on water supply and water/wastewater projects.

Ms. Seitz stated that Mr. Cafferty participated in a water conservation panel in Laguna Woods Village on December 16th. She further stated that he also participated as a panelist on the South Orange County Economic Coalition Western Water Challenges and Opportunities for Orange County program.

Ms. Seitz stated that the Children's Water Education Festival is returning in person at UCI March 29-30.

Ms. Seitz stated that she met with Eileen Paulin of VMS and Ann Beltran and Mary Sinclair of Concerned Citizens of Laguna Woods Village on promoting residential water use efficiency in LWV.

Ms. Seitz stated that she developed a video plan with Rock Spark Communications staff and is evaluating the plan costs to develop four 60-second videos and a video tour of the WRP.

Ms. Seitz stated that she is working with the County of Orange on finalizing the permit issuance and signage for the Adopt a Channel.

Water Use Efficiency Report

Mr. Chu provided an update on the Water Use Efficiency report, rebates, and water usage compared to 2020.

President Havens asked what happens with the process when customers go ahead and work on a project and haven't applied for the rebate. Mr. Vu replied that staff works with our customers on the terms and conditions of applying for a rebate through MWDOC.

SOCWA Reports

Director Freshley stated that the proposal regarding the future of SOCWA, prepared by MNWD and SMWD, was distributed to the Board.

Mr. Cafferty stated that Trabuco Canyon Water District has also expressed an interest to depart from SOCWA.

MWDOC Reports

President Havens stated that there was discussion on the breakroom remodel at the MWDOC Board meeting in December. She further stated that Karl Seckel was appointed to be the MWDOC Representative on the MET Board.

President Havens stated that there was discussion on the OC Grand Jury deal points.

Mr. Cafferty stated that MWDOC and OCWD are planning a joint Board retreat to work towards a better working relationship.

LAFCO

Director Freshley stated that LAFCO is in the process of updating MWDOC's MSR. She further stated that Doug Davert was reappointed as Chair and Don Wagner as Vice Chair.

ISDOC

Mr. Cafferty stated that they still have a vacancy for Secretary and for Third Vice President.

WACO

Vice President Vergara stated that there was a presentation on earthquakes response and recovery.

COMMITTEE AND GENERAL INFORMATION

Dates to Remember for January/February 2023

There were no comments.

Comments Regarding Non-Agenda Items

Director Freshley stated that she had an interesting conversation at the CASA conference with Mr. Wyatt Trexel who has been in the sewer industry nearly 50 years and has toured our Plant in the past. She further stated that they are doing research online monitoring discharge for DNA to determine if there are any infections in the wastewater that could contribute to health issues.

Attorney Report

Mr. Granito reported that there is a need for a Closed Session with regard to both items of today's Closed Session agenda.

Recess

At approximately 9:00 a.m. the Board took a short recess.

Regular Session

At approximately 9:05 a.m. the Board returned to Regular Session.

Closed Session

At approximately 9:05 a.m. the Board went into Closed Session with regard to both items on the Closed Session agenda. Also at this time, everyone left the meeting except the Board members and General Counsel.

Open Session Report

At approximately 9:25 a.m. Regular Session resumed. Also at this time Ms. Welsch returned to the meeting.

Mr. Granito reported that the Board did go into Closed Session with regard to both items of today's Closed Session agenda, and during the first phase of the Closed Session the District's General Counsel and General Manager led a discussion on Item

#1 potential litigation. No reportable action was taken.

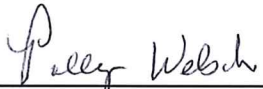
Mr. Granito reported that during the second phase of the Closed Session, the General Manager led a discussion with General Counsel and the Board on Item #2 the Dollar Tree litigation. No reportable action was taken.

Special Adjournment

The Board took a moment of silence in honor and memory of MWDOC's General Manager Rob Hunter.


There being no further business to come before the Board, the meeting was adjourned in Rob Hunter's honor at 9:26 a.m.

Respectfully submitted,




POLLY WELSCH
Recording Secretary

APPROVED:



KAY HAVENS, President of
the El Toro Water District and the
Board of Directors thereof



DENNIS P. CAFFERTY, Secretary
of the El Toro Water District and
the Board of Directors thereof

